

1. This medical malpractice action was commenced on February 6, 2004;
2. On May 26, 2004, the defendant filed his Answer and Jury Claim;
3. On November 19, 2004, A medical malpractice tribunal was held in Essex Superior Court;
4. An Amended Joint Scheduling Statement was filed on March 14, 2005, and adopted by the Court on March 15, 2005;
5. The parties have engaged in written discovery and have taken some depositions, and anticipate the need to take further depositions in this case;
6. However, due to scheduling difficulties between counsel, the parties, and witnesses, the parties have been unable to complete discovery to date, despite their good faith efforts to do so;
7. No party will be prejudiced by the allowance of this motion, and its allowance will assist the parties in completing outstanding discovery within a reasonable period of time;

8. This is the first continuance requested in this matter; and

9. This motion is jointly requested by the parties.

Based upon the foregoing, the parties request that the scheduling order be amended as set forth below:

Stages of Litigation:	Current Deadline	Proposed Amended Deadline
1. All depositions completed:	11/19/05	02/19/06
2. Plaintiff's expert reports due:	12/19/05	03/19/06
3. Defendant's expert reports due	01/19/06	04/19/06
4. Expert depositions completed:	02/19/06	05/19/06
5. All motions under Fed.R.Civ.P. 56:	03/19/06	06/19/06
6. All non-dispositive motions:	04/03/06	07/03/06
7. Settlement Conference, Final Pretrial Conference, and Trial Date:	11/21/05	TBA by the Court

WHEREFORE, the parties respectfully request that this Honorable Court grant this Joint Motion To Extend Scheduling Order Deadlines.

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Attorney for Plaintiffs,
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/s/Charles P. Reidy, III
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Date: October 18, 2005

CERTIFICATE OF SERVICE

I, Charles P. Reidy, III, attorney for defendant, Barrie Paster, M.D., hereby certify that on the 18th day of October, 2005, a copy of the above document was sent by mail, postage prepaid to Robert C. Gabler, Esquire, 100 Summer Street, Suite 3232, Boston, MA 02110.

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